IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 6656 of 2004

For Approval and Signature:

HONOURABLE MR.JUSTICE B.J.SHETHNA
HONOURABLE MR.JUSTICE M.C.PATEL

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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MOTIBHAI MANGALBHAI GOHIL & 5 - Petitioner(s)
Versus
STATE OF GUJARAT & 2 - Respondent(s)

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Appearance :
MR BS PATEL for Petitioner(s) : 1 – 6.
MRS RANJAN B PATEL for Petitioner(s) : 1 - 6.
MR SP HASURKAR, AGP for Respondent(s) : 1 - 2.
MR RR MARSHALL for Respondent(s) : 3,

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CORAM : HONOURABLE MR.JUSTICE B.J.SHETHNA
and
HONOURABLE MR.JUSTICE M.C.PATEL

Date : 20/03/2006

ORAL JUDGMENT
(Per : HONOURABLE MR.JUSTICE B.J.SHETHNA)

Rule. Learned AGP Shri Hasurkar waives service for respondents no.1

and 2 and Mr. Marshall waives service for respondent no.3.

2. It was agreed by the learned counsel for the parties that the petitioners shall make a representation before the respondent no.2 – Special Land Acquisition Officer regarding their grievances made in this petition within one month from today. On receiving the same, the respondent no.2 shall pass appropriate order in accordance with law, after extending an opportunity of hearing to the petitioners as well as to the respondent – ONGC as early as possible and preferably within three months from the date of receipt of the representation. If the decision is adverse, then it will be open for the petitioners to challenge the same before the appropriate forum by way of appropriate proceedings. In view of the above, Shri Patel for the petitioners seeks permission to withdraw this petition. Permission granted. The petition is disposed of as withdrawn. Rule discharged. No costs.

(B.J. Shethna, J.)

(M.C. Patel, J.)

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